

Docket No.: 296895US0PCT

ATTORNEYS AT LAW

COMMISSIONER FOR PATENTS ALEXANDRIA, VIRGINIA 22313

RE: Application Serial No.: 10/594,995

Applicants: Frank-Martin PETRAT, et al.

Filing Date: July 26, 2007

For: NANOSCALAR SILICON PARTICLES IN NEGATIVE

ELECTRODE MATERIALS FOR USE IN LITHIUM-ION

BATTERIES Group Art Unit: 1725

Examiner: CREPEAU, JONATHAN

SIR:

Attached hereto for filing are the following papers:

Petition for a Retroactive Foreign Filing Licence Under 37 C.F.R. § 5.25 Declaration

Credit card payment is being made online (if electronically filed), or is attached hereto (if paper filed), in the amount of \$200.00 to cover any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND, MAIER & NEUSTADT, L.L.P.

Kirsten A. Grüneberg, Ph.D.

Registration No. 47,297

Customer Number

22850

(703) 413-3000 (phone) (703) 413-2220 (fax) (OSMMN 10/09)

David P. Stitzel

Registration No. 44,360